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*Class Counsel for Lead Plaintiffs Julia and
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**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION**

JULIA JUNGE and RICHARD JUNGE, on
behalf of themselves and a class of similarly
situated investors,

Plaintiffs,

v.

GERON CORPORATION and JOHN A.
SCARLETT,

Defendants.

Case No.: 3:20-cv-00547-WHA (DMR)

CLASS ACTION

(Consolidated with Case No. 3:20-cv-01163-
WHA)

(Related to Case No.: 3:20-cv-02823-WHA;
3:22-mc-80051-WHA)

**STIPULATION AND ~~[PROPOSED]~~
ORDER CONCERNING DEPOSITION
UNDER FED. R. CIV. P. 30(b)(1) AFTER
FACT DISCOVERY CUT-OFF**

1 WHEREAS, the Case Management Order (ECF No. 139) in the above-captioned action
2 provides that the non-expert discovery cut-off date was March 18, 2022;

3 WHEREAS, on December 21, 2021, under Rule 26 of the Court's Supplemental Order to
4 Order Setting Initial Case Management Conference in Civil Cases before Judge William Alsup, Lead
5 Plaintiffs requested from Defendants dates for depositions of certain current or former employees of
6 Defendant Geron Corporation ("Geron" or the "Company"), including Neeru Batra, a current
7 employee of Geron;

8 WHEREAS, on January 4, 2022, Defendants informed Lead Plaintiffs that Ms. Batra is
9 currently on maternity leave from the Company;

10 WHEREAS, on January 6 and 21, 2022, Lead Plaintiffs asked Defendants to advise when
11 Ms. Batra may be available for a deposition during the fact-discovery period;

12 WHEREAS, on February 2, 2022, Defendants informed Lead Plaintiffs that Ms. Batra is
13 currently out on medical leave and then she will be out on maternity leave with a newborn child and,
14 therefore, is unavailable to be deposed during the fact-discovery period (*i.e.*, on or before March 18,
15 2022);

16 WHEREAS, the Parties met and conferred, and agreed that Lead Plaintiffs may take
17 Ms. Batra's deposition after the fact discovery cut-off, and on February 9, 2022, submitted a
18 Stipulation and Proposed Order Concerning Deposition under Fed. R. Civ. P. 30(b)(1) after Fact
19 Discovery Cut-Off (ECF No. 161);

20 WHEREAS, on February 10, 2022, the Court so ordered the parties stipulation that under
21 Rule 30(b)(1) of the Federal Rules of Civil Procedure and the Case Management Order (ECF
22 No. 139), Lead Plaintiffs may take Ms. Batra's deposition after the fact discovery cut-off of March 18,
23 2022; and Defendants shall provide at least three dates when Ms. Batra would be available for such a
24 deposition under Rule 30(b)(1) of the Federal Rules of Civil Procedure on or before June 2, 2022 (ECF
25 No. 162);

26 WHEREAS, on March 22, 2022, the Court entered the Joint Stipulation for Modification of
27 Certain Deadlines in Case Management Order [ECF No. 139], which, among other things, set
28 September 12, 2022, as the deadline for dispositive motions (ECF No. 195, ¶ 5);

WHEREAS, on May 4, 2022, the Parties discussed the timing of Ms. Batra's deposition in light of the modifications to the deadlines in the Case Management Order and Defendants informed Lead Plaintiffs that Ms. Batra continues to be out on maternity leave and, therefore, is unavailable to be deposed on or before June 2, 2022;

WHEREAS, on May 16, 2022, Defendants informed Lead Plaintiffs that Ms. Batra still does not have a return date from her maternity leave, but provided Lead Plaintiffs with three dates before the dispositive motion deadline of September 12, 2022 (July 26-28, 2022), where Ms. Batra had agreed to make herself available for deposition; and

WHEREAS, on May 17, 2022, Lead Plaintiffs informed Defendants that they selected July 27, 2022 to take Ms. Batra's deposition;

ACCORDINGLY, the Parties stipulate, and request that the Court order, as follows:

Under Rule 30(b)(1) of the Federal Rules of Civil Procedure and the Case Management Order (ECF No. 139), as modified by ECF No. 195, Lead Plaintiffs may take Ms. Batra's deposition on July 27, 2022.

DATED: May 18, 2022

Respectfully submitted,

KAPLAN FOX & KILSHEIMER LLP

COOLEY LLP

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By: /s/ Ryan E. Blair
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Class Counsel for Lead Plaintiffs Julia Junge and Richard Junge and the Class

Attorneys for Defendants Geron Corporation and John A. Scarlett

~~[PROPOSED]~~ ORDER

PURSUANT TO STIPULATION, IT IS SO ORDERED.

Dated: May 23, 2022



THE HONORABLE WILLIAM ALSUP
UNITED STATES DISTRICT JUDGE